



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

**SOPER, et al.**

**FOR: Decouplable Image Projection Device  
For Use with Docking Stations**

**SERIAL NO: 10/804,642**

**FILED: March 19, 2004**

**ART UNIT NO: 2851**

**EXAMINER: Blackman, R.**

**Attorney Docket No: LP-02-020**

**PETITION UNDER 37 C.F.R 1.78**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a Petition under 37 C.F.R. 1.78(a) to have the above referenced application designated a continuation of PCT Application AU02/01306 and insert 35 U.S.C. § 119 priority data into the subject application.

The time period to comply with 37 C.F.R. 1.78 has expired. Therefore, pursuant to 37 C.F.R. 1.78(a)(3), this petition is being filed to have the above referenced patent application designated a continuation of PCT Application AU02/01306 and is accompanied by (i) an amendment inserting the appropriate reference required by § 119(e); (ii) the surcharge required under § 1.17(t); and (iii) a statement that the delay was unintentional.

The above referenced patent application was intended to be filed as a 35 U.S.C. § 371(a) national phase application of PCT application AU02/01306, filed September 20, 2002.

A preliminary amendment was submitted with the Application, which explicitly stated the desire for this application to be recognized as a national phase application under 35 U.S.C. § 371 and requesting that appropriate reference paragraph be inserted. The application was, however, filed with a SB/05 form, which unintentionally implied that the application was being filed under 35 U.S.C. § 111(a).

On or about February 28, 2006, our office received the February 24, 2006 Office Action that issued in the case. In the noted Action, the Examiner indicated that the application was not accorded § 371 filing status.

Applicants respectfully submit that the entire delay between the date the claim was due under 37 C.F.R. 1.78(a)(2)(ii) and the date the claim was filed was unintentional.

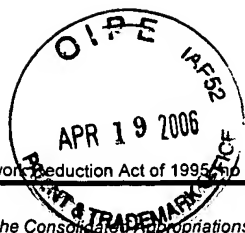
Applicant accordingly respectfully requests that the above referenced application be designated a continuation of PCT Application No. AU02/01306 and that the continuity data under 37 C.F.R. 1.78 to claim priority from the PCT application be inserted in the present application.

Respectfully submitted,  
FRANCIS LAW GROUP

By: 

Ralph C. Francis  
Reg. No. 38,884

Dated: April 13, 2006  
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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006**☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1370.00**Complete if Known**

Application Number	10/804,642
Filing Date	March 19, 2004
First Named Inventor	Kevin J. Soper
Examiner Name	Blackman, R.
Art Unit	2851
Attorney Docket No.	LP-02-020

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 06-1838 Deposit Account Name: Francis Law Group

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION** (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Small Entity	
Fee (\$)	Fee (\$)
50	25
200	100
360	180
Multiple Dependent Claims	
Fee (\$)	Fee Paid (\$)

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition fee Surcharge**Fees Paid (\$)**  
1370.00**SUBMITTED BY**

Signature

Registration No.  
(Attorney/Agent) 38,884

Telephone (510) 533-1100

Name (Print/Type) Ralph C. FrancisDate 4.13.06

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.